

BILL NO. S-73-12-19

SPECIAL ORDINANCE NO. S- 01-74

AN ORDINANCE approving an Agreement with  
County Commissioners for conveyance of  
real estate.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
FORT WAYNE, INDIANA:

SECTION 1. The Agreement To Convey Real Estate dated  
December 18, 1973, between the City of Fort Wayne, by and through  
its Board of Public Works and THE BOARD OF COMMISSIONERS OF ALLEN  
COUNTY, for the conveyance of the following described real estate:

Lots 55 through 67 inclusive in Westview Heights  
Addition, an addition to the City of Fort Wayne,  
as evidenced by the Plat thereof in the County  
Recorder's office of Allen County, Indiana.

all as more particularly set forth in said Agreement To Convey  
Real Estate which is on file in the office of the Board of Public  
Works and is by reference incorporated herein and made a part  
hereof, is in all things hereby ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and  
effect from and after its passage and approval by the Mayor.

William T. Hinga  
Councilman

APPROVED AS TO FORM  
AND LEGALITY

Michael B. C.  
CITY ATTORNEY

Read the first time in full and on motion by Singa, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 12/26-73

Charles M. Ulsterman  
CITY CLERK

Read the third time in full and on motion by Singa, seconded by Graus, and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

|             | AYES <u>9</u>                       | NAYS <u>0</u>            | ABSTAINED _____          | ABSENT _____             | to-wit: |
|-------------|-------------------------------------|--------------------------|--------------------------|--------------------------|---------|
| BURNS       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| HINGA       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| KRAUS       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| MOSES       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| NUCKOLS     | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| SCHMIDT, D. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| SCHMIDT, V. | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| STIER       | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |
| TALARICO    | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |         |

DATE: 1-8-74

Charles M. Ulsterman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S-01-74 on the 8th day of January, 1974.

ATTEST: (SEAL)

Charles M. Ulsterman  
CITY CLERK

Samuel P. Jones  
PRESIDENT OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of January, 1974, at the hour of 2:10 o'clock A. M., E.S.T.

Charles M. Ulsterman  
CITY CLERK

Approved and signed by me this 9th day of January, 1974, at the hour of 3:10 o'clock P. M., E.S.T.

Sam A. Brown  
MAYOR

Bill No. S-73-12-19

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
Approving an Agreement with County Commissioners for conveyance of  
real estate.

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance DO PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Winfield C. Moses, Jr.

Paul M. Burns

*William T. Hinga*  
*John Nuckols*  
*James S. Stier*  
*Winfield C. Moses Jr.*  
*Paul M. Burns*

DATE 1-8-74 CONCURRED IN  
CHARLES W. WESTERMAN, CITY CLERK

60-173-7  
12/18/73

AGREEMENT TO CONVEY REAL ESTATE

WHEREAS, The County of Allen is the owner of a lien for real property taxes in the amounts evidenced by Tax Sale Certificate numbers 25496 - 25499 inclusive, 25502 through 25508 inclusive, 25510 and 26511 on the following described real estate:

Lots 55 through 67 inclusive in Westview Heights Addition, an addition to the City of Fort Wayne, as evidenced by the Plat thereof in the County Recorder's office of Allen County, Indiana,

Which real estate is not now, nor will such real estate in the future be required or satisfactory for the County's business or recreational purposes, and

WHEREAS, the County desires to sell said surplus real estate to the City of Fort Wayne to be used by the Department of Public Parks of the City of Fort Wayne, and

WHEREAS, the City of Fort Wayne desires to purchase said real estate for said purpose,

NOW THEREFORE, it is hereby agreed, by and between the County of Allen and the City of Fort Wayne that in consideration of One Dollar (\$1.00) and other valuable consideration, receipt of which is hereby acknowledged, the County of Allen hereby agrees to convey whatever interest it possesses in the following described real estate:

Lots 55 through 67 inclusive in Westview Heights Addition, an addition to the City of Fort Wayne, as evidenced by the Plat thereof in the County Recorder's office of Allen County, Indiana,

to the City of Fort Wayne, subject to the ratification of said sale by adoption of ordinances by the Common Council of the City of Fort Wayne and by the County Council of Allen County, subject also to the statutory right of Redemption of Urban Homes, Inc., an Indiana corporation.

This Agreement adopted and authorized by resolution of the Board of Commissioners of the County of Allen, on the 14 day of December, 1973.

THE BOARD OF COMMISSIONERS  
OF ALLEN COUNTY

By: Charles N. Hoemig, President

By: Richard M. Ellenwood

By: Charles H. Weyrick

ATTEST:

By: Dorothy E. Raver  
Dorothy E. Raver, Auditor  
of Allen County

This agreement adopted and authorized by the Board of  
Public Works of the City of Fort Wayne on this 18th day of  
December, 1973.

BOARD OF PUBLIC WORKS

By: [Signature]

By: [Signature]

By: [Signature]

DEC 18 1973

DIGEST SHEET

TITLE OF ORDINANCE \_\_\_\_\_

DEPARTMENT REQUESTING ORDINANCE Department of Public Works

SYNOPSIS OF ORDINANCE An ordinance ratifying an agreement by and between,  
the Allen County Commissioners and the Fort Wayne Board of Public Works,  
whereby the Commissioners of Allen County, Indiana, agree to convey  
lots 55 through 67 inclusive, Westview Heights Addition to the City of  
Fort Wayne, to the Board of Public Works of the City of Fort Wayne, Indiana,  
for park purposes.

EFFECT OF PASSAGE Allows the City to accept tax delinquent real estate  
from the County Commissioners for an addition to Study Park.

EFFECT OF NON-PASSAGE The requirement of ratification by the  
Common Council, specified in the agreement, is not met.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$1.00ASSIGNED TO COMMITTEE (~~JEN~~) \_\_\_\_\_

DIGEST SHEETS-73-12-19

TITLE OF ORDINANCE \_\_\_\_\_

DEPARTMENT REQUESTING ORDINANCE Department of Public Works

SYNOPSIS OF ORDINANCE An ordinance ratifying an agreement by and between,  
the Allen County Commissioners and the Fort Wayne Board of Public Works,  
whereby the Commissioners of Allen County, Indiana, agree to convey  
lots 55 through 67 inclusive, Westview Heights Addition to the City of  
Fort Wayne, to the Board of Public Works of the City of Fort Wayne, Indiana,  
for park purposes.

EFFECT OF PASSAGE Allows the City to accept tax delinquent real estate  
from the County Commissioners for an addition to Study Park.

EFFECT OF NON-PASSAGE The requirement of ratification by the  
Common Council, specified in the agreement, is not met.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \$1.00ASSIGNED TO COMMITTEE (~~JEM~~) Fin WCH

Fort Wayne Common Council  
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

30

4

34

## COMPUTATION OF CHARGES

34 lines, 1 columns wide equals 34 equivalent lines at .19¢ cents per line \$ 6.53

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

1.00

Charge for extra proofs of publication (50 cents for each proof in excess of two)

7.53

TOTAL AMOUNT OF CLAIM

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 1

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 12, 1974

Title Clerk

## PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County

Personally appeared before me, a notary public in and for said county and state, the undersigned, V. E. Gerken

that she is Clerk of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one the dates of publication being as follows:

4/11/74

Subscribed and sworn to before me this

12th

April

1974

March 11, 1978

Notary Public

My commission expires

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana will at its regular meeting to be held in the Council Chambers of the Common Council of the City of Fort Wayne, Indiana, in Room 125, City-County Building at 8:30 p.m. EST on the 23rd day of April, 1974, consider an ordinance for ratification or confirmation of an agreement dated April 2, 1973 by the City of Fort Wayne, Indiana and through its Board of Public Works and the Board of County Commissioners of Allen County, Indiana for conveyance to the City of Fort Wayne, Indiana of the following described real estate:

Lot No. 338 Home's Addition to the City of Fort Wayne, Allen County, Indiana; Lots 55 through 67 inclusive in Westview Heights Addition, an addition to the City of Fort Wayne, as evidenced by the Plat thereof in the County Recorder's office of Allen County, Indiana.

All of more particularly set forth in said agreements to convey real estate which are on file in the office of the Board of Public Works of the City of Fort Wayne, Indiana.

Common Council of the City of Fort Wayne, Indiana  
By CHARLES W. WESTERMAN,  
City Clerk of Fort Wayne, Indiana.



Fort Wayne Common Council  
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

30

4

34

## COMPUTATION OF CHARGES

34 lines, 1 columns wide equals 34 equivalent lines at .192¢ cents per line

\$ 6.53

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 7.53

## DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5½ point

Number of insertions 1

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date April 12, 1974

Title CLERK

## PUBLISHER'S AFFIDAVIT

State of Indiana }  
Allen County } as:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows: 4/11/74

Subscribed and sworn to before me this 12th day of April, 1974

Notary Public

My commission expires March 11, 1978

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana will at its regular meeting to be held in the Council Chambers of the Common Council of the City of Fort Wayne, Indiana, in Room 135, City-County Building at 5:00 p.m., EST on the 23rd day of April, 1974 consider an Ordinance for ratification or confirmation of an agreement dated April 2, 1973 and on agreement dated December 18, 1973 by the City of Fort Wayne, Indiana by and through its Board of Public Works and the Board of County Commissioners of Allen County, Indiana for conveyance to the City of Fort Wayne, Indiana of the following described real estate:

Lot No. 330 Home's Addition to the City of Fort Wayne, Allen County, Indiana;

Lots 55 through 67 inclusive in Westview Heights Addition, on addition to the City of Fort Wayne, as evidenced by the Plat thereof in the County Recorder's office of Allen County, Indiana;

All as more particularly set forth in said agreements to convey real estate which are on file in the office of the Board of Public Works of the City of Fort Wayne, Indiana.

Common Council of the City of Fort Wayne, Indiana

By CHARLES W. WESTERMAN,  
City Clerk of Fort Wayne, Indiana.